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Attorney Docket: 97674.00021

IN THE UNITED STATES. PATENT AND TRADEMARK OFFICE

re Application of:

Martin Christopher Cook, et al.

Serial No.: 10/577,563

Filed: April 27, 2006 Confirmation No. 8026

For: IMPROVED BLOOD PUMP COMPRISING POLYMERIC COMPONENTS

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C.  
371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 mailed January 22, 2007 (copy enclosed), enclosed is a Declaration duly executed by the inventors. The Commissioner is authorized to charge the required surcharge as set forth in 37 CFR 1.16(f) of \$130.00 for large entity in compliance with 37 CFR 1.27 to Deposit Account No. 503570 in connection with the above-referenced patent application. **A duplicate copy of this sheet is enclosed.**

03/30/2007 LLANDGRA 00000018 503570 10577563

01 FC:1617 130.00 DA

Date: March 22, 2007

McCarter & English, LLP  
Financial Centre, Suite 304A  
695 East Main Street  
Stamford, CT 06901-2138

Respectfully Submitted,

Basam E. Nabulsi  
Reg. No. 31,645

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Date: 3/22/07

Name: Joan Simmons

Signature:



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/577,563	Martin Christopher Cook	97674.00021
INTERNATIONAL APPLICATION NO.		
PCT/AU04/01490		
I.A. FILING DATE	PRIORITY DATE	
10/28/2004	10/31/2003	
RECEIVED		
JAN 26 2007		
McCarter & English		
CONFIRMATION NO. 8026		
371 FORMALITIES LETTER		
*OC000000022089008*		

Date Mailed: 01/22/2007

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 04/27/2006
- Copy of the International Search Report filed on 04/27/2006
- Copy of IPE Report filed on 04/27/2006
- Copy of Annexes to the IPER filed on 04/27/2006
- Preliminary Amendments filed on 09/08/2006
- Information Disclosure Statements filed on 04/27/2006
- Oath or Declaration filed on 04/27/2006
- Request for Immediate Examination filed on 04/27/2006
- U.S. Basic National Fees filed on 04/27/2006
- Priority Documents filed on 04/27/2006
- Specification filed on 04/27/2006
- Claims filed on 04/27/2006
- Abstracts filed on 04/27/2006
- Drawings filed on 04/27/2006

DUUE DATE	3/22/07
STATUTORY DATE	3/22/07
ACTION DUE	Response Due
DOCKETED	2/5/07/g2

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.

- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is **\$130** for a Large Entity:

- **\$130** Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

PATRICIA A BOOKER

Telephone: (703) 308-9140 EXT 204

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/577,563	PCT/AU04/01490	97674.00021

FORM PCT/DO/EO/905 (371 Formalities Notice)